

ORIGINAL



0000020345

BEFORE THE ARIZONA CORPORATION COMMISSION

25H

COMMISSIONERS

2005 APR 27 P 2:39

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
THE CITY OF SURPRISE TO UPGRADE AN
EXISTING CROSSING OF THE BURLINGTON
NORTHERN AND SANTA FE RAILWAY AT
BELL ROAD AND GRAND AVENUE, IN THE
CITY OF SURPRISE, MARICOPA COUNTY,
ARIZONA, AT AAR/DOT NO. 025-392-A.

DOCKET NO. RR-02635B-05-0283

PROCEDURAL ORDER

BY THE COMMISSION:

On April 18, 2005, the City of Surprise ("City") filed with the Arizona Corporation Commission ("Commission") a request for approval for the Burlington Northern and Santa Fe Railway Company ("Railroad") to upgrade an existing crossing at the Railroad's tracks at Bell Road and Northern Avenue in Surprise, Arizona, at AAR/DOT No. 025-392-A.

IT IS THEREFORE ORDERED that the request of the City shall be considered an application for the Railroad to upgrade an existing crossing pursuant to A.R.S. § 40-337, et seq.

IT IS FURTHER ORDERED that the Railroad shall be considered as the Respondent in this proceeding.

IT IS FURTHER ORDERED that the hearing on the application shall be held on May 18, 2005 at 10:30 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that within five business days of receipt of this Procedural Order, the City of Surprise shall provide the Railroad and any other municipality or interested party that may be affected by the application with a copy of the application and this Procedural Order by certified mail.

Arizona Corporation Commission

DOCKETED

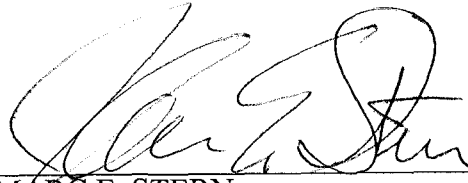
APR 27 2005

DOCKETED BY

KV

1 IT IS FURTHER ORDERED that the CITY OF SURPRISE SHALL FILE WITH THE
2 COMMISSION'S DOCKET CONTROL AN ORIGINAL AND THIRTEEN (13) COPIES OF
3 PROOF OF COMPLIANCE with this Procedural Order concurrently with the mailing of notice
4 ordered herein.

5 DATED this 27th day of April, 2005


6
7 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered
9 this 27th day of April, 2005 to:

10 John Syers
Railroad Engineering Coordinator
Arizona Department of Transportation
11 205 S. 17th Avenue, Mail Drop 618E
Phoenix, AZ 85007

Christopher Kempley, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

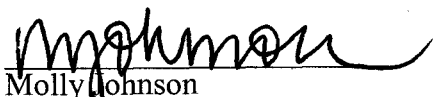
12 Colleen Deines, Manager
13 Public Projects
BNSF
14 740 East Carnegie Drive
San Bernardino, CA 92408

Don Thompson
Railroad Safety Section
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

15 David Gibson
16 ADOT
Traffic Records Section
17 206 S. 17th Avenue, MD-064R
Phoenix, AZ 85007

ARIZONA REPORTING SERVICE, INC.
2627 North Third Street, Ste. Three
Phoenix, AZ 85004-1103

18 Nicholas E. Mascia
19 Traffic Engineer
12425 West Bell Road, Ste. D-100
20 Surprise, AZ 85374

By: 
Molly Johnson
Secretary to Marc Stern